
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lu et al.

Attorney Docket No.: CISC251/121248

Application No.: 10/058,722

Examiner: Nguyen, Thuong

Filed: January 28, 2002

Group: 2455

Title: APPARATUS AND METHODS FOR
RESTORING TRAFFIC DURING FAILOVER IN
A CABLE HEAD END

Confirmation No.: 7898

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on March 25, 2009.

Signed: /Chereyce Brown/
Chereyce Brown

NOTICE OF APPEAL

Mail Stop AF
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed November 25, 2008, finally rejecting Claims 1-41.

The item(s) checked below are appropriate:

Appeal Fee: ☐ \$270.00 (Small Entity) ☒ \$540.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply:

☒ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

| | <u>Months</u> | <u>Large Entity</u> | <u>Small Entity</u> |
|-------------------------------------|---------------|---------------------|---------------------|
| <input checked="" type="checkbox"/> | one | \$130.00 | \$ 65.00 |
| <input type="checkbox"/> | two | \$490.00 | \$245.00 |
| <input type="checkbox"/> | three | \$1,110.00 | \$555.00 |

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for _____ month(s) has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Total Fee Due

| | |
|------------------------|-----------------|
| Notice of Appeal Fee | \$540.00 |
| Extension Fee (if any) | \$130.00 |
| Total Fee Due | \$670.00 |

☐ Enclosed is Check No. _____ in the amount of \$ _____.

☒ The Commissioner is authorized to charge the required fees, and/or any additional fees or credit any overpayment to Deposit Account No. 504480, (Order No. CISC251).

Respectfully submitted,
Weaver Austin Villeneuve & Sampson LLP

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